IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:

Magill et al. Art Unit: 2619

Application No: 10/606,753 Examiner: B. O'connor

Confirmation No: 5555

Filed: June 27, 2003 Atty. Docket No: 32172-188433

Customer No:

26694

For: SCHEDULING PACKETS FOR SWITCH

MEMORY (PB 02 0011) PATENT TRADEMARK OFFICE

NOTICE OF APPEAL

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Dear Sir:

Applicant hereby appeals to the Board of Appeals from the decision of the Patent Examiner dated July 10, 2008, finally rejecting claims 1-19 of the above-identified patent application.

Please charge our Deposit Account No. 22-0261 in the amount of \$540.00 covering the fee set forth in 37 CFR 41.20(b)(1). The Director is hereby authorized to charge any deficiency in the fees filed, asserted to be filed or which should have been filed herewith (or with any paper hereafter filed in this application by this firm) to our Deposit Account No. 22-0261, under Order No. 32172-188433.

Dated: October 10, 2008 Respectfully submitted.

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